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6 UNITED STATES DISTRICT COURT  
7 DISTRICT OF NEVADA

8 UNITED STATES OF AMERICA, ) 2:16-cr-00245-KJD-GWF  
9 Plaintiff, )  
10 v. ) Preliminary Order of Forfeiture  
11 JESSE ALVIA DOMINGUEZ, )  
12 Defendant. )

13 This Court finds that defendant Jesse Alvia Dominguez pled guilty to Counts One and  
14 Two of a Two-Count Criminal Indictment charging him in Count One with Possession of a  
15 Controlled Substance with Intent to Distribute in violation of Title 21, United States Code,  
16 Section 841(a)(1) and in Count Two with Possession of a Firearm in Furtherance of a Drug  
17 Trafficking Crime in violation of Title 18, United States Code, Section 924(c)(1)(A)(i). Criminal  
18 Indictment, ECF No. 15; Change of Plea, ECF No. 34; Plea Agreement, ECF No. 36.

19 This Court finds defendant Jesse Alvia Dominguez agreed to the forfeiture of the  
20 property set forth in the Plea Agreement. Criminal Indictment, ECF No. 15; Change of Plea,  
21 ECF No. 34; Plea Agreement, ECF No. 36.

22 This Court finds, pursuant to Fed. R. Crim. P. 32.2(b)(1) and (2), the United States of  
23 America has shown the requisite nexus between property set forth in the Plea Agreement and the  
24 offenses to which defendant Jesse Alvia Dominguez pled guilty.

25 The following property is (1) any firearm or ammunition involved in or used in any  
26 knowing violation of Title 18, United States Code, Section 924(c)(1)(A)(i), or any violation of

1 any other criminal law of the United States, Title 21, United States Code, Section 841(a)(1) and  
2 (2) any firearm or ammunition intended to be used in any offense punishable under the  
3 Controlled Substances Act, Title 21, United States Code, Section 841(a)(1), and is subject to  
4 forfeiture pursuant to Title 18, United States Code, Section 924(d)(1) with Title 28, United States  
5 Code, Section 2461(c) and Title 18, United States Code, Section 942(d)(1), (2)(C), and (3)(B)  
6 with Title 28, United States Code, Section 2461(c):

- 7 1. A Colt .45 Caliber semi-automatic handgun, bearing serial number FA18851; and
  - 8 2. any and all ammunition
- 9 (all of which constitutes property).

10 This Court finds the United States of America is now entitled to, and should, reduce the  
11 aforementioned property to the possession of the United States of America.

12 NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that  
13 the United States of America should seize the aforementioned property.

14 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED all right, title, and interest  
15 of Jesse Alvia Dominguez in the aforementioned property is forfeited and is vested in the United  
16 States of America and shall be safely held by the United States of America until further order of  
17 the Court.

18 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States of  
19 America shall publish for at least thirty (30) consecutive days on the official internet government  
20 forfeiture website, [www.forfeiture.gov](http://www.forfeiture.gov), notice of this Order, which shall describe the forfeited  
21 property, state the time under the applicable statute when a petition contesting the forfeiture must  
22 be filed, and state the name and contact information for the government attorney to be served  
23 with the petition, pursuant to Fed. R. Crim. P. 32.2(b)(6) and Title 21, United States Code,  
24 Section 853(n)(2).

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1 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that any individual or  
2 entity who claims an interest in the aforementioned property must file a petition for a hearing to  
3 adjudicate the validity of the petitioner's alleged interest in the property, which petition shall be  
4 signed by the petitioner under penalty of perjury pursuant to Title 21, United States Code,  
5 Section 853(n)(3) and Title 28, United States Code, Section 1746, and shall set forth the nature  
6 and extent of the petitioner's right, title, or interest in the forfeited property and any additional  
7 facts supporting the petitioner's petition and the relief sought.

8 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a petition, if any, must be  
9 filed with the Clerk of the Court, 333 Las Vegas Boulevard South, Las Vegas, Nevada 89101, no  
10 later than thirty (30) days after the notice is sent or, if direct notice was not sent, no later than  
11 sixty (60) days after the first day of the publication on the official internet government forfeiture  
12 site, [www.forfeiture.gov](http://www.forfeiture.gov).

13 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a copy of the petition, if  
14 any, shall be served upon the Asset Forfeiture Attorney of the United States Attorney's Office at  
15 the following address at the time of filing:

16 Daniel D. Hollingsworth  
17 Assistant United States Attorney  
18 501 Las Vegas Boulevard South, Suite 1100  
19 Las Vegas, Nevada 89101.

20 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the notice described  
21 herein need not be published in the event a Declaration of Forfeiture is issued by the appropriate  
22 agency following publication of notice of seizure and intent to administratively forfeit the above-  
23 described property.

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1 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Clerk send copies  
2 of this Order to all counsel of record.

3 DATED this 22<sup>nd</sup> day of August, 2017.

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6 UNITED STATES DISTRICT JUDGE  
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